MINUTES CONNECTICUT REAL ESTATE APPRAISAL COMMISSION

165 CAPITOL AVENUE HARTFORD, CONNECTICUT 06106

January 14, 2004

The Connecticut Real Estate Appraisal Commission met on Wednesday, January 14, 2004 at 8:36 a.m. in Room 126 of the State Office Building, 165 Capitol Avenue, Hartford, CT 06106.

Commissioners Present: Christopher A. Italia (Cert. Gen. App. – 1st District), Acting

Chairman

Francis Buckley, Jr. (Cert. Gen. App. – 2nd District) Howard L. Luppi (Public Member – 3rd District) Nicholas J. Tetreault (Cert. Res. App. – 3th District)

Commissioners Absent: Russell Hunter (Public Member – 5th District)

Gerald V. Rasmussen (Cert. Gen. App. – 4th District)

Commission Vacancies: Certified Residential Appraiser – 2nd District

Public Member – 3rd District

Commission Counsel: None

DCP Staff Present: Laureen Rubino, License & Applications Specialist

Elisa Nahas, Administrative Hearings Attorney

Judith R. Booth, Commission Secretary

Timothy Keefe, Real Estate Appraiser Examiner Edward McMahon, Real Estate Appraiser Examiner

Assistant Attorney General: None

Guests: Robert Meadows

Lawrence Wypy

Jim Kyle

Andrew Migani

Note: The administrative functions of this Commission are carried out by the Department of Consumer Protection, Occupational and Professional Licensing Division. For information, please contact Director Richard M. Hurlburt at (860) 713-6135.

The next meeting is scheduled for Wednesday, February 11, 2004 at 8:30 a.m. in Room 126.

MINUTES

The Real Estate Appraisal Commission approved the December 10, 2003 Minutes.

A motion was made by Commissioner Nicholas Tetreault and seconded by Commissioner Francis Buckley to accept the December 10, 2003 Minutes.

The motion carried unanimously.

CORRESPONDENCE

The Commission reviewed the following correspondence. No comments or actions were taken.

- 1. October 24, 2003 Appraiser Qualifications Board Public Meeting Summary.
- 2. November 21, 2003 Appraiser Qualifications Board "Sixth Exposure Draft on revising the Real Property Appraiser Qualification Criteria".
- December 2003 USPAP Q & A.
- 4. December 19, 2003 letter from Magdalene Vasquez of Appraisal Institute to Laureen Rubino regarding their January 2004 offerings of the 7 and 15 hour USPAP courses.
- 5. December 23, 2003 email to Laureen Rubino from the Appraisal Foundation regarding the State Regulator Update Vol. 1 No. 5.
- 6. January 5, 2004 email exchanges between Laureen Rubino, Claudette Carveth and temporary webmaster fill-in, Frank Green, regarding the progress that's being made in updating the DCP real estate webpage.
- 7. January 6, 2004 email to Laureen Rubino from Arika Cole-Smith regarding "ASB Public Meeting Reminder; Discounted Room Rate Expires Today!"
- 8. January 7, 2004 Appraisal Subcommittee document entitled, "Proposed Amendment to ASC Policy Statement 1".

This document was not an agenda item. The Commission requested that this document be tabled to the February 11, 2004 meeting.

PENDING LEGAL MATTERS

Elisa Nahas

1. 2003-494

This matter was tabled to the February 11, 2004 meeting pending the submission of a signed Settlement Agreement.

2. 2003-5278

Commissioner Francis Buckley made a motion that no further action is warranted after a Compliance Meeting is held. The motion was seconded by Commissioner Nicholas Tetreault. The motion carried unanimously.

COMPLAINTS

Edward McMahon

The following matters were tabled to the February 11, 2004 meeting.

2003-478 2003-5177 2003-5715

Timothy Keefe

2003-6787

Commissioner Howard Luppi made a motion to close this matter. Commissioner Francis Buckley seconded the motion. The motion carried unanimously.

2003-6779

This matter was tabled to the February 11, 2004 meeting.

2003-6439

Commissioner Francis Buckley made a motion to send this matter to a Compliance Meeting. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

REQUESTED BY THE COMMISSION TO APPEAR

1. DCP Commissioner Edwin Rodriguez

At the December 10, 2003 meeting, the Commission asked the Staff to invite DCP Commissioner Edwin Rodriguez to their meeting today. Commissioner Rodriguez did appear briefly to introduce himself and meet the Appraisal Commissioners.

2. Andrew Migani

Andrew Migani, although not listed on today's agenda, was present to discuss his role as a Sponsor to Provisional Appraisers.

Mr. Migani did a presentation for the Commission referencing the training material he uses for newly hired Provisional Appraisers.

The Commission asked questions of Mr. Migani as well as explain their reasons for having him appear. Further, they informed him of the limited number of Provisional Appraisers he is required to supervise.

REQUESTED TO APPREAR BEFORE THE COMMISSION

None

CHRO APPLICANT(S) APPREARING BEFORE THE COMMISSION

None

DISCUSSION

1. Many states have a category of licensed appraisers. As of September 30, 2003, Connecticut no longer issues the category of Licensed Residential or Licensed General Appraisers.

The Commission called on Laureen Rubino to explain this agenda item. After her explanation, the Commission felt that out of state applicants can apply for a Provisional, State Certified Residential or General or even a Reciprocal license, as long as the applicant meets the state's licensing requirements for each category.

2. May Real Estate examiners who audit continuing education courses receive CE credit for attendance?

Commissioner Nicholas Tetreault made a motion to allow Department of Consumer Protection Staff and any Commission Member to receive continuing education equivalency for any class that they audit, but they must first submit a letter of request to the Commission seeking approval for the credits. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

REQUEST FOR CONTINUING EDUCATION CREDIT

1. Denise M. O'Meara of Bloomfield, CT, requested 7 hours of continuing education credit towards her Connecticut appraisal education requirements.

Commissioner Nicholas Tetreault made a motion to approve this request. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

2. David Grant of Southbury, CT, requested 45 hours of continuing education credit towards his Connecticut appraisal education requirements.

Commissioner Francis Buckley made a motion to approve this request for 18 hours rather than 45 hours as submitted, and that Mr. Grant is still required to take his mandatory classes. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

3. Allen Glucksman of Stamford, CT, requested 36 hours of continuing education towards his Connecticut appraisal education requirements.

Commissioner Francis Buckley made a motion to approve this request for 25 hours rather than 36 hours as submitted, and that Mr. Glucksman is still required to take his mandatory classes. The motion was seconded by Commissioner Nicholas Tetreault. The motion carried unanimously.

4. Norman R. Benedict, Jr., of Hamden, CT, requested 8.75 hours towards his Connecticut appraisal education requirements.

The Commission tabled this request until such time Mr. Benedict can submit a list of the courses taken, the number of hours for each course, and any certificate of completions issued by the school/organization that offered the courses.

*No motion was made to this effect.

5. Ellen Borofsky of Bethel, CT, requested 23 hours towards her Connecticut appraisal education requirements.

A motion was made by Commissioner Nicholas Tetreault and seconded by Commissioner Francis Buckley to table this request until such time Ms Borofsky can submit a list of the courses taken, the number of hours for each course, and any certificate of completions issued by the school/organization that offered the courses.

REQUEST FOR WAIVER

1. Scott Beecher of Southbury, CT, requested a waiver to sit for the Residential Appraiser Certification examination for a fifth time.

Commissioner Nicholas Tetreault made a motion to approve this request. The motion was seconded by Commissioner Howard Luppi. The motion carried with one dissent.

Note: (Commissioners Luppi, Italia, Tetreault were in favor of the motion and Commissioner Francis Buckley opposed the motion.)

PSI SPECIAL ACCOMMODATION REQUESTS

None

EXTENSION OF ELIGIBILITY

None

FORMAL HEARING

None

NEW BUSINESS

None

OLD BUSINESS

1. An overview of the September 23, 2003 Public Hearing on the Proposed Appraisal Regulations.

This matter was tabled to the February 11, 2004 meeting.

2. "Connecticut Real Estate Appraisal Commission Finds on Jurisdictional Exception". Is it finalized?

Laureen Rubino notified the Commission that she located a draft.

Commissioner Francis Buckley made a motion that the draft be updated and presented at their next meeting of February 11, 2004. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

PREVIOUSLY SUBMITTED APPLICATIONS

None

PROVISIONAL APPLICATIONS

- (*) This symbol indicates that this item was not on the agenda but was discussed and ruled on in the meeting.
- 1. Kevin W. Atnes Cheshire, CT

Sponsor: Theodore G. Sarris, RCR.464

Schools: Appraisal & RE School

USPAP: UCONN

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

2. Pauline B. Bennett

Sponsor: Eric M. Glidden, RCG.236

Schools: CAR & UCONN USPAP: Naugatuck Valley CC

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

3. Eileen F. Boyd – New Canaan, CT

Sponsor: Michael McGuire, RCG.809

Schools: Norwalk CC & Appraisal & RE School

USPAP: Appraisal & RE School

4. William B. Burrall – Tolland, MA (Non-Resident applicant)

Sponsor: John Alvord, RCR.975 Schools: Naugatuck Valley CC

USPAP: The Professional Valuation & RE School

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

5. Alfred J. Civitello, Jr. – Hamden, CT

Sponsor: Regina Birch Walzer, RCG.610

Schools: PBI

USPAP: Appraisal & RE School

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

6. Susan L. Colandro – Stamford, CT

Sponsor: Rigina Birch Walzer, RCG.610

Schools: Appraisal & RE School USPAP: Appraisal & RE School

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

7. Michele A. Davies – Monroe, CT (Hold)

Sponsor: Gary Olcha, RCG.468

Schools: PBI

USPAP: Appraisal & RE School

Commissioner Nicholas Tetreault made a motion to defer this application to February. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

8. John A. Edwards – Northampton, MA 01061 (Reciprocal MA)

Sponsor: Aaron M. Adler, RCR.898 License Certification Received Consent for Service Received

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

9. Christopher M. Gallagher

Sponsor: Scott Gallagher, RCR.674

Schools: UCONN USPAP: UCONN

10. Paul A. Goulet - Guilford, CT

Sponsor: Brian S. Keane, RCR.801

Schools: Middlesex CC & The New Haven RE School

USPAP: UCONN

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

11. Bruce Gullans, Jr. – Branford, CT

Sponsor: Jeff Arotsky, RCG.35 Schools: The New Haven RE School USPAP: Appraisal & RE School

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

12. Penny S. Kaestli – Westport, CT

Sponosr: Tim Moore, RCR.1197

Schools: Norwalk CC & New York University

USPAP: Appraisal & RE School

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

13. Kimberly M. Kirkland – Old Saybrook, CT (NY Schooling)

Sponsor: Robert P. Vaughan, RCG.601 Schools: Middlesex CC & UCONN

USPAP: UCONN

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

14. Carmelo Maieli – Glastonbury, CT

Sponsor: David W. Bearce, Jr., RCr.36 Schools: Middlesex CC & Manchester CC

USPAP: UCONN

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

15. John E. Pacelli – East Haven, CT

Sponsor: Raymond R. Miller, Sr., RCG.992

Schools: PBI USPAP: PBI

 Jeffrey Palmer – Weston, CT Sponsor: Martin Iselin, RCR.689

Schools: Norwalk CC & Appraisal & RE School

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

17. Michael P. Parrotta – Greenwich, CT

Sponsor: Andrew C. Migani, RCR.1011

Schools: Appraisal & RE School USPAP: Appraisal & RE School

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

18. Nori L. Ramos – East Lyme, CT

Sponsor: James B. Blair, RCG.60

Schools: Syracuse Real Estate, Inc. (Out of State)

USPAP: The Appraisal Institute

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

19. Diane Raynor – Fairfield, CT

Sponsor: Guy Rocco, RCR.816

Schools: Sacred Heart University & Appraisal & RE School

USPAP: Appraisal & RE School

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

20. Mitchell E. Rivas – Norwalk, CT

Sponsor: Elliot C. Morales, RCR.357 Schools: Appraisal & RE School

USPAP: NFCAR

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

21. Carlos A. Rojas – South Norwalk, CT

Sponsor: Elliott C. Morales, RCR.357 Schools: Appraisal & RE School

USPAP: NFCAR

22. Stephen J. Sherman – Longmeadow, MA (Reciprocal MA)

Sponsor: George K. Demopulos, RCR.879

Schools: N/A USPAP: N/A

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

23. Robert E. Zarbock – Danbury, CT

Sponsor: Richard Seman, Jr. RCR.476 Schools: Naugatuck Valley CC & NFCAR

USPAP: Naugatuck Valley CC

Commissioner Nicholas Tetreault made a motion to approve this application. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

24. John Swedock – Manchester, CT (Hold)

Sponsor: Gary Olcha, RCG. 468

Schools: UCONN USPAP: UCONN

Commissioner Francis Buckley made a motion to approve this application. The motion was seconded by Commissioner Nicholas Tetreault. The motion carried unanimously.

25. *Lawrence M. Wypy – Derby, CT

Sponsor: Andrew Migani, RCR. 1011

Schools: Unknown USPAP: Unknown

RESUBMISSIONS FROM AUGUST 13, 2003

26. Aaron T. Jubrev – Windsor, CT

Sponsor: Howard A. Jubrey, Jr., RCR.270 Schools: UCONN & The Appraisal Institute

USPAP: UCONN

Commissioner Francis Buckley made a motion to approve this application. The motion was seconded by Commissioner Nicholas Tetreault. The motion carried unanimously.

HOLDOVERS FROM DECEMBER 10, 2003

27. Robert C. Meadows – West Haven, CT

Sponsor: Andrew Migani, RCR.1011 (Asked To Be Present)

Commissioner Howard Luppi made a motion to approve this application. The motion was seconded by Commissioner Nicholas Tetreault. The motion carried unanimously.

28. Elizabeth A. Jamieson – Litchfield, CT Sponsor: Andrew Migani, RCR. 1011 (Asked To Be Present)

Commissioner Howard Luppi made a motion to approve this application. The motion was seconded by Commissioner Nicholas Tetreault. The motion carried unanimously.

29. Emily A. Dering – Stony Creek, CT Sponsor: Thomas E. Gallagher, RCG.795 (Asked To Be Present)

Commissioner Francis Buckley made a motion to defer this application until her Sponsor, Thomas Gallagher, RCG. 795, appears before the Commission. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

30. Donna L. Matthews – West Haven, CT Sponsor: Thomas E. Gallagher, RCG.795 (Asked To Be Present)

Commissioner Francis Buckley made a motion to defer this application until her Sponsor, Thomas Gallagher, RCG. 795, appears before the Commission. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

APPLICATIONS FOR STATE CERTIFIED RESIDENTIAL APPRAISERS

 Joao A. Cabral of Stratford, CT. Provisional license since May 21, 2000. Sponsor: Hoacio J. Cardoze, RCG 107

Commissioner Francis Buckley made a motion to approve this application subject to a final departmental review. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

 Leon P. Grimm of Stamford, CT. Provisional license since January 18, 2002. California Trainee September 16, 1998 to September 15, 2002. Sponsor:Frederick Miller, RCG 637

Commissioner Francis Buckley made a motion to approve this application subject to a final departmental review. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

3. Kathleen Walsh of Hamden, CT. Lapsed license, RLR 34 Sponsor: None

Commissioner Francis Buckley made a motion to approve this application subject to a final departmental review. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

APPLICATIONS FOR STATE CERTIFIED RESIDENTIAL APPRAISERS (RECIPROCAL/NON-RESIDENT/OUT OF STATE)

1. Patricia Adams of Longmeadow, MA

Commissioner Francis Buckley made a motion to approve this application. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

2. Warren Anderson of Lynnfield, MA. State licensed in MA #RA671LA

Commissioner Francis Buckley made a motion to deny this application due to a deficient application. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

3. Anne Berzins of Oxford, Massachusetts

Commissioner Francis Buckley made a motion to approve this application. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

4. Diane Brigante Katonah, New York

The Commission requested that this application be tabled to the February 11, 2004 meeting.

5. Frank Castellano of New York, New York

Commissioner Francis Buckley made a motion to approve this application. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

6. John Copulos of Bedford, New York

Commissioner Francis Buckley made a motion to approve this application. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

7. Andrew Fautley of Bronxville, New York

Commissioner Francis Buckley made a motion to approve this application. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

8. Cheryl Janiak of Longmeadow, New York

Commissioner Francis Buckley made a motion to approve this application. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

 Dawn Khavare of New Britain, CT. State Licensed Appraiser RA003226 in the State of Missouri

Commissioner Francis Buckley made a motion to deny this application due to a deficient application. The motion was seconded by Commissioner Nicholas Tetreault. The motion carried unanimously.

10. James Mannino of East Longmeadow, Massachusetts

Commissioner Francis Buckley made a motion to approve this application. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

11. James Thompson of Jamestown, Rhode Island

Commissioner Francis Buckley made a motion to approve this application. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

APPLICATIONS FOR STATE CERTIFIED GENERAL APPRAISERS

None

APPLICATIONS FOR STATE CERTIFIED GENERAL APPRAISERS (RECIPROCAL/NON-RESIDENT/OUT OF STATE)

1. Douglas Brooks of Lawrence, New York

Commissioner Nicholas Tetreault made a motion to approve this application subject to a final departmental review. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

2. Kenneth Kapecki of Mount Prospect, Illinois

Commissioner Nicholas Tetreault made a motion to approve this application subject to a final departmental review. The motion was seconded by Commissioner Francis Buckley. The motion carried unanimously.

CONNECTICUT REAL ESTATE APPRAISER TEST DATES

Summary Reports from November 1, 2003 through November 30, 2003 and December 1, 2003 through December 31, 2003.

The Commission reviewed the Real Estate Appraisal examination results for the months of November and December 2003. The Commission as a whole was disappointed with the large number of failures reflected in the reports.

SCHOOLS

The following school and course applications were reviewed, approved, or denied based on the Commission's recommendations.

Commissioner Francis Buckley made a motion to approve all but one course, "Agency Plus" by Gateway Real Estate Academy, because it was not appraisal related. The motion was seconded by Commissioner Nicholas Tetreault. The motion carried unanimously.

"Course 800: Separating Real and Personal Property from Intangible

APPRAISAL INSTITUTE

(Continuing Education)

	Business Assets"	(Approved)	15 Hours	
	"Appraising the Tough Ones: A solutions Approach for Professionals"	(Approved)	7 Hours	
	"Avoiding Liability as a Residential Appraiser"	(Approved)	7 Hours	
	"ONLINE Course 320: General Applications" (On-line)	(Approved)	36 Hours	
	"Appraisal Consulting: A Solutions Approach for Professionals:	(Approved)	7 Hours	
	"Evaluating Commercial Construction"	(Approved)	16 Hours	
	"Evaluating Residential Construction"	(Approved)	8 Hours	
(Pre-licensing Education)				
	"Evaluating Commercial Construction"	(Approved)	16 Hours	
	FOUNDATION OF REAL ESTATE APPRAISERS (FREA)			
	(Continuing Education)			
	"Advanced Issues in Appraising (Online)"	(Approved)	20 Hours	
	GATEWAY REAL ESTATE ACADEMY			
	(Continuing Education)			
	"Connecticut Appraisal Law Update"	(Approved)	3 Hours	

GREATER HARTFORD ASSOCIATION OF REALTORS

(Continuing Education)

"Agency Plus"

"Mandatory Connecticut Real Estate Appraisal Law Update" (Approved) 3 Hours

3 Hours

(Rejected)

LEARNING CURVE, THE

(Continuing Education)

"Mandatory CT Real Estate Appraisal Law Update" (Approved) 3 Hours

LEE INSTITUTE

(Continuing Education)

"Income Property Appraisal"	(Approved)	30 Hours
"Fundamentals of Real Estate Appraisal"	(Approved)	33 Hours

(Pre-licensing Education)

"Income Property Appraisal"	(Approved)	30 Hours
"Fundamentals of Real Estate Appraisal"	(Approved)	33 Hours

MIDDLESEX SHORELINE REAL ESTATE SCHOOL (MIDD-SHORELINE)

*Submitted an Appraisal School Application (Approved)

(Pre-licensing Education)

"Residential Appraising" (Approved) 36 Hours

UNIVERSITY OF CONNECTICUT

(Continuing Education)

"Pension Fund Investments in Commercial Real Estate" (Approved) 3 Hours

MISCELLANEOUS

None

<u>ADJOURNMENT</u>

There being no further business, a motion was made by Commissioner Nicholas Tetreault made a motion to adjourn the meeting. The motion was seconded by Commissioner Howard Luppi. The motion carried unanimously.

The meeting concluded at 10:10 a.m.

Respectfully submitted,

Judith R. Booth, Commission Secretary